

MS. GALL. QUART. 12

Binding:

Parchment binding, monastic, very modest, original.

History:

The manuscript was made in France in the 17th century, after the year 1673. It is a copy made by an anonymous erudite (cf. comments written by the same hand which wrote the text) probably made ad usum proprium. Certain features indicate that it had been used for a long time. Initially it was kept in the ecclesiastical environment. It was incorporated in Königlische Bibliothek in Berlin before 1828. The signs indicating its earlier history had been partly erased in a deliberate way.

Content:

It is an anonymous and not a well-known treatise. The following is the list of chapters which give an idea of the manuscript's content: «Des Metropolitains et patriarches» (fol. 2r^o-4v^o), «Des droits des Metropolitains» (fol. 5r^o-7r^o), «Des droits des patriarches» (fol. 7r^o), «Des primats des Gaules» (fol. 8r^o – only the first sentence had been rewritten), «De l'infalibilité du pape» (fol. 10r^o-19r^o), «De la superiorité du Concile sur le pape» (fol. 20r^o-36v^o), «De l'excommunication» (fol. 38r^o-46v^o), «Des effets de l'excommunication» (fol. 48r^o-49v^o), «De la pretendue puissance des papes sur le temporel des Rois» (fol. 50r^o-87r^o), «Des appellations au pape» (fol. 90r^o-97v^o), «Histoire de la procedure dans les causes majeures» (fol. 98r^o-113v^o), «De l'ancienne discipline de l'Eglise sur les elections et les collations» (fol. 114r^o-117v^o), «Système du pouvoir que les papes se sont attribué sur les benefices» (fol. 118r^o-138r^o – this chapter seems to be incomplete), «Des cardinaus» (fol. 140r^o-152v^o), «De la regale» (fol. 164r^o-v^o), «Du pouvoir que les rois de France ont toujours eu de nommer aus Evechés» (fol. 165r^o-177r^o), «De la maniere dont les rois de France donnoient les investitures des Evechés» (fol. 178r^o-183r^o), «Droits des rois sur les Evechés en consequence de l'Investiture» (fol. 184r^o-208r^o). The raised matters are presented in historical perspective. The treatise seems to have been written in the Gallican spirit, characteristic for the French

church – cf. most of all the last three chapters. Neither print editions nor other manuscripts have been found. With reference to this manuscript cf. Lemm, p. 15.